

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION

*This document relates to:*

*All Cases Noted on Attached Appendix A*

MDL No. 2804

Case No. 1:17-md-2804

JUDGE DAN AARON POLSTER

**STIPULATION AND ORDER  
DISMISSING WITH PREJUDICE CLAIMS  
PURSUANT TO JANSSEN WEST VIRGINIA STATE-WIDE OPIOID SETTLEMENT  
AGREEMENT**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel of record for the West Virginia Plaintiffs identified in Appendix A (collectively, the “Dismissing Plaintiffs”) and Defendants Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc. n/k/a Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc. n/k/a Janssen Pharmaceuticals, Inc. (collectively and together with their Released Entities, the “Janssen Defendants”<sup>1</sup>) that, pursuant to the election of each Dismissing Plaintiff to participate in the Janssen West Virginia State-Wide Opioid Settlement Agreement, which is dated October 11, 2022, which is binding on the Dismissing Plaintiffs and the Janssen Defendants, and which has an Effective Date of October 11, 2022 (a copy of which is attached as Appendix B), all claims of each Dismissing Plaintiff against any Janssen Defendant are hereby voluntarily **DISMISSED WITH PREJUDICE**, with each party to bear its own costs. The Circuit Court of Kanawha County, West Virginia, shall retain jurisdiction with respect to the Janssen West Virginia State-Wide Opioid

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<sup>1</sup> The Released Entities are each and every entity of any of the Janssen Defendants that is a “Released Entity” as set forth in Section II.22 of the Janssen West Virginia State-Wide Opioid Settlement Agreement, dated as of October 11, 2022, a copy of which is attached as Appendix B.

Settlement Agreement to the extent provided under that Agreement.

April 13, 2023

**Agreed as to form and substance:**

Signed as authorization for Subdivision  
Plaintiffs identified in Appendix A.

/s/ Linda Singer

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**Agreed as to form and substance:**

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Johnson, Janssen Pharmaceutica, Inc.  
n/k/a Janssen Pharmaceuticals, Inc., and  
Ortho-McNeil-Janssen Pharmaceuticals, Inc.  
n/k/a Janssen Pharmaceuticals, Inc.*

SO ORDERED this \_\_\_\_ day of \_\_\_\_\_,  
2023.

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Hon. Dan Aaron Polster  
United States District Judge